

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

<b>DARCY L. PFORTMILLER,</b>	)	<b>CASE NO. 8:05CV179</b>
	)	
<b>Plaintiff,</b>	)	
	)	
<b>vs.</b>	)	<b>ORDER OF DISMISSAL</b>
	)	
<b>UNION PACIFIC RAILROAD,</b>	)	
	)	
<b>Defendant.</b>	)	

This matter is before the Court on the Stipulation for Dismissal with prejudice (Filing No. 12). The stipulation complies with the requirements of Fed. R. Civ. P. 41(a)(1)(ii), and I find that the stipulation should be approved. Accordingly,

**IT IS ORDERED:**

1. The Stipulation for Dismissal (Filing No. 12) is approved, and the relief requested therein is granted;
2. The Complaint and all claims in this matter are dismissed with prejudice; and
3. The parties shall pay their own costs and attorney's fees.

DATED this 4<sup>nd</sup> day of November, 2005.

BY THE COURT:

s/Laurie Smith Camp  
United States District Judge